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| Bill no.: | HR 5573 |
| Amendment no.: | 1 |
| H.L.C. | |
| Date offered: | 6/15/06 |
| Disposition: | Withdrawn |

AMENDMENT TO H.R. _____
OFFERED BY MR. MURPHY OF PENNSYLVANIA

At the end of the bill, add the following:

1 **SEC. 4. HEALTH CENTERS UNDER PUBLIC HEALTH SERV-**
2 **ICE ACT; LIABILITY PROTECTIONS FOR VOL-**
3 **UNTEER PRACTITIONERS.**

4 (a) IN GENERAL.—Section 224 of the Public Health
5 Service Act (42 U.S.C. 233) is amended—

6 (1) in subsection (g)(1)(A)—

7 (A) in the first sentence, by striking “or
8 employee” and inserting “employee, or (subject
9 to subsection (k)(4)) volunteer practitioner”;
10 and

11 (B) in the second sentence, by inserting
12 “and subsection (k)(4)” after “subject to para-
13 graph (5)”;

14 (2) in subsections (g), (i), (j), (k), (l), and (m),
15 by striking the term “employee, or contractor” each
16 place such term appears and inserting “employee,
17 volunteer practitioner, or contractor”; and

18 (3) in subsections (h) and (k), by striking the
19 term “employees, or contractors” each place such

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1 term appears and inserting “employees, volunteer
2 practitioners, or contractors”.

3 (b) APPLICABILITY; DEFINITION.—Section 224(k) of
4 the Public Health Service Act (42 U.S.C. 233(k)) is
5 amended by adding at the end the following paragraph:

6 “(4)(A) Subsections (g) through (m) apply with re-
7 spect to volunteer practitioners beginning with the first
8 fiscal year for which an appropriations Act provides that
9 amounts in the fund under paragraph (2) are available
10 with respect to such practitioners.

11 “(B) For purposes of subsections (g) through (m),
12 the term ‘volunteer practitioner’ means a practitioner who,
13 with respect to an entity described in subsection (g)(4),
14 meets the following conditions:

15 “(i) The practitioner is a licensed physician or
16 a licensed clinical psychologist.

17 “(ii) At the request of such entity, the practi-
18 tioner provides services to patients of the entity, at
19 a site at which the entity operates or at a site des-
20 ignated by the entity. The weekly number of hours
21 of services provided to the patients by the practi-
22 tioner is not a factor with respect to meeting condi-
23 tions under this subparagraph.

24 “(iii) The practitioner does not for the provision
25 of such services receive any compensation from such

1 patients, from the entity, or from third-party payors
2 (including reimbursement under any insurance pol-
3 icy or health plan, or under any Federal or State
4 health benefits program).”.

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